

State of South Dakota

EIGHTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2010

400R0398

HOUSE ENGROSSED NO. **HB 1062** - 2/1/2010

Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

1 FOR AN ACT ENTITLED, An Act to provide for certain mandatory training for county
2 coroners.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 23-3-35 be amended to read as follows:

5 23-3-35. In addition to powers conferred upon the law enforcement officers standards
6 commission elsewhere in this chapter, the commission may:

7 (1) Promulgate rules for the administration of §§ 23-3-26 to 23-3-47, inclusive, including
8 the authority to require the submission of reports and information by law enforcement
9 agencies within this state;

10 (2) Establish minimum educational and training standards for admission to employment
11 as a law enforcement officer:

12 (a) In permanent positions; and

13 (b) In temporary or probationary status;

14 (3) Certify persons as being qualified under the provisions of §§ 23-3-26 to 23-3-47,
15 inclusive, to be law enforcement officers, and by rule to establish criteria and



1 procedure for the revocation or suspension of the certification of officers who have
2 been convicted of a felony or misdemeanor involving moral turpitude, have
3 intentionally falsified any application or document to achieve certification, or have
4 been discharged from employment for cause, or have engaged in conduct
5 unbecoming of a law enforcement officer;

6 (4) Establish minimum curriculum requirements for preparatory, in- service, and
7 advanced courses and programs for schools operated by or for the state or any
8 political subdivisions of the state for the specific purpose of training recruits or other
9 law enforcement officers;

10 (5) Consult and cooperate with counties, municipalities, agencies of this state, other
11 governmental agencies, and with universities, colleges, junior colleges, and other
12 institutions concerning the development of law enforcement training schools and
13 programs or courses of instruction;

14 (6) Approve institutions and facilities for school operation by or for the state or any
15 political subdivision of the state for the specific purpose of training law enforcement
16 officers and recruits;

17 (7) Make or encourage studies of any aspect of police administration;

18 (8) Conduct and stimulate research by public and private agencies which is designed to
19 improve police administration and law enforcement;

20 (9) Make recommendations concerning any matter within its purview pursuant to §§ 23-
21 3-26 to 23-3-47, inclusive;

22 (10) Make such evaluations as may be necessary to determine if governmental units are
23 complying with the provisions of §§ 23-3-26 to 23-3-47, inclusive;

24 (11) Adopt and amend bylaws, consistent with law, for its internal management and

1 control;

2 (12) Enter into contracts or do such things as may be necessary and incidental to the
3 administration of its authority pursuant to §§ 23-3-26 to 23-3-47, inclusive;

4 (13) License and regulate the activities of private or law enforcement polygraph and
5 computer voice stress analyzer examiners;

6 (14) Certify canine teams; and

7 (15) Establish minimum educational and training standards for newly selected county
8 coroners and advanced training standards for incumbent county coroners.

9 Section 2. That chapter 23-3 be amended by adding thereto a NEW SECTION to read as
10 follows:

11 The Law Enforcement Officers Standards Commission shall establish a training program
12 for county coroners. The county coroner training shall include training programs concerning
13 scene investigation and death registration. The commission shall establish and maintain a county
14 coroner training program in consultation with the Department of Health and the county coroners
15 and through such agencies and institutions as the commission may deem appropriate.

16 Section 3. That chapter 7-14 be amended by adding thereto a NEW SECTION to read as
17 follows:

18 Each newly selected county coroner shall participate in the training program established by
19 the Law Enforcement Officers Standards Commission within one year of taking office. Each
20 county coroner shall participate in and successfully complete an advanced or refresher training
21 established by the commission at least every two years.